

So Ordered.

Dated: December 19th, 2024



Frederick P. Corbit

Frederick P. Corbit
Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT

IN AND FOR THE EASTERN DISTRICT OF WASHINGTON

In re:

Case No. **24-00217-FPC11**

**CYNTHIA R. MURPHY & CHRISTOPHER
J. ROSE,**

Chapter 11

CONCLUSIONS OF LAW

Debtors.

THIS MATTER came on for hearing on December 18, 2024 upon the issues raised by Debtors' request to confirm Debtors' First Amended Plan of Reorganization filed herein on October 28, 2024 [ECF 77] (hereinafter the "Plan"), and the court having entered its Findings of Fact, based upon the evidence produced, the court now makes the following:

CONCLUSIONS OF LAW

1. The Plan has been accepted in writing by the creditors and equity security holders whose acceptance is required by law;

Conclusions of Law-1

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1 2. The provisions of Chapter 11 have been complied with, the Plan has been
2 proposed in good faith and not by means forbidden by law;

3 3. (i) Each holder of a claim or interest has accepted the Plan or will receive or
4 retain under the Plan, property of a value, as of the effective date of the Plan, that is not less
5 than the amount that such holder would receive or retain if the Debtors were liquidated under
6 Chapter 7 of the Code on such date, or (ii) the Plan does not discriminate unfairly, and is fair
7 and equitable with respect to each class of claims or interest that are impaired under the
8 Plan and has not accepted the Plan;

9 4. All payments made or promised by the Debtors or by a person issuing
10 securities or acquiring property under the Plan or by an other person for services or for costs
11 and expenses in, or in connection with, the Plan and incident to the case, have been fully
12 disclosed to the Court and are reasonable or, if to be fixed after confirmation of the Plan, will
13 be subject to approval of the Court;

14 5. The identity of any insider that will be employed or retained by the Debtors
15 and their compensation has been fully disclosed;

16 6. (i) Confirmation of the Plan is not likely to be followed by the need for further
17 financial reorganization of the Debtors or (ii) if the Plan is a Plan of liquidation or partial
18 liquidation, the Plan sets a time period in which liquidation will be accomplished, and
19 provides for eventuality if the liquidation is not accomplished in that period;

20 7. Substantial consummation shall occur within sixty (60) days following
21 Confirmation;

22 8. Creditors were given Notice of Confirmation and no objections thereto were
23 made; and
24
25

Conclusions of Law-2

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9. It is proper that the Plan be confirmed.

///END OF ORDER///

PRESENTED BY:

SOUTHWELL & O'ROURKE, P.S.

BY: /s/ Kevin O'Rourke
KEVIN O'ROURKE, WSBA #28912
Attorneys for Debtors

Conclusions of Law-3

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